

EXEMPTIONS

CHAPTER 155.

[S. B. No. 193—Albrecht.]

EXEMPTIONS—ABSOLUTE.

AN ACT to Amend Section 7739 of the Compiled Laws of North Dakota for the Year 1913, Relating to Cases in Which Only Absolute Exemptions are Allowed.

Be it Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. AMENDMENT.] That Section 7739 of the Compiled Laws of North Dakota for the year 1913 is hereby amended to read as follows:

§ 7739. CASES IN WHICH ONLY ABSOLUTE EXEMPTIONS ARE ALLOWED.] No personal property, except absolute exemptions shall be exempt from execution or attachment in an action for laborers' or mechanics' wages, or for a debt incurred for property obtained under false pretenses; and no personal property shall be exempt from such process in an action for the collection of bills of a legally practicing physician or nurse for professional service or medicine, or in action for the collection of a bill for board, medicine or attendance furnished patients at any hospital in this state, or in an action for the collection of a bill for wearing apparel, clothing and groceries, other provisions except the absolute exemptions and household and kitchen furniture, stoves and two cows, the value of which exclusive of absolute exemptions, shall not exceed five hundred dollars (\$500.00), which value in case of dispute shall be determined by appraisers to be selected in accordance with the provisions of Section 7120; *provided*, this Act shall not apply to accounts and debts contracted prior to passage of this Act.

§ 2. EMERGENCY.] An emergency is hereby declared to exist and this Act shall take effect and be in force from and after its passage and approval.

Approved, March 9, 1915.

CHAPTER 156.

[H. B. No. 280—Moore.]

PARTNERSHIP EXEMPTIONS.

AN ACT to Amend and Re-enact Section 7741 of the Compiled Laws of 1913, Relating to Partnership Exemptions.

Be it Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. AMENDMENT.] That Section 7741 of the Compiled Laws of 1913 be amended to read as follows:

§ 7741. PARTNERSHIPS CAN CLAIM BUT ONE EXEMPTION.] A partnership firm can claim but one exemption of five hundred dollars (\$500.00) in value or alternative property when so applicable, instead thereof, out of the partnership property. All partnership property claimed as exempt shall constitute a part of the exemptions of the several partners, the same being divided in proportion to the interests of the partners in the firm assets, and in no case shall the aggregate exemptions of the several partners exceed the amount which would have been allowed to them if the partnership had not existed; *provided*, however, that the provisions of this Section shall not apply to, or effect, any debt contracted prior to the taking effect hereof.

Approved, March 5, 1915.

CHAPTER 157.

[H. B. No. 386—Harris.]

RELATING TO EXEMPTIONS.

AN ACT to Amend and Re-enact Section 7738 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice to Debtor and Time Allowed for Claiming Exemptions in Cases Where Personal Property is Levied Upon.

Be it Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. AMENDMENT.] That Section 7738 of the Compiled Laws of 1913 be amended to read as follows:

§ 7738. NOTICE TO DEBTOR. CLAIM WITHIN THREE DAYS.] In all cases of a levy upon personal property by the Sheriff, Constable or other officer, he must give notice thereof, by copy, to the debtor, his attorney, agent or wife, or failing conveniently to find either, to such child as is described in Section 7736; and the debtor or such other person for him must claim or demand the benefit of these exemptions within three days after such notice from the officer. Said notice must have written or printed upon its face, the further notice to the debtor, that if exemptions are claimed or demanded such claim must be made within three days after service of notice.

Approved, March 3, 1915.